

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SECOND DAY OF FEBRUARY
TWO THOUSAND AND SEVEN

:PRESENT:

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 3451 of 2007

Between:

JONNA SRIRAM S/o.J. Sessaiah

..... Petitioner

AND

1. The Chief Electoral Officer, Andhra Pradesh, Hyderabad.
2. The District Election Officer and District Collector, Nellore District, Nellore.
3. The Electoral Registration Officer, Nellore Assembly Constituency & Sub Collector, Gudur, Nellore District.
4. The Returning Officer, Prakasam, Nellore, Chittoor Graduates Constituency, Chittoor, Chittoor District.

.....Respondent(s)

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in imposing a restriction that the Assembly roll for the purpose of filing nominations during the ongoing council elections will be the existing electoral roll of 2006 which was published on 13-2-2006 as illegal, arbitrary, contrary to law and violative of Articles 14, 19 and 21 of the Constitution of India and consequently direct the respondents to allow the petitioner to contest for the office of Member of Legislative Council of Chittoor, Nellore and Prakasam Graduates Constituency.

The petition coming on for hearing, upon perusing the petition and the affidavit filed herein and upon hearing the arguments of SRI K. KOTESWARA RAO, Advocate for the Petitioner and of the Govt. Pleader for GAD for the respondents 1 to 3 and of Sri V.V.Prabhakara Rao, Advocate for the respondent No.4, the Court made the following:

ORDER: Post the writ petition 'for admission' on 27-02-2007 in the Motion List.

In the meanwhile, the third respondent shall examine the claim of the petitioner for inclusion in the voters list of polling station No.163 (Chennur village) of Gudur Assembly Constituency forthwith. In case the name of the petitioner is included in the voters list before the expiry of time for filing of nomination, the nomination of the petitioner shall be received by the fourth respondent without insisting on publication of the received list.

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

- 1.** The Chief Electoral Officer, Andhra Pradesh, Hyderabad.
- 2.** The District Election Officer and District Collector, Nellore District, Nellore.
- 3.** The Electoral Registration Officer, Nellore Assembly Constituency & Sub Collector, Gudur, Nellore District.
- 4.** The Returning Officer, Prakasam, Nellore, Chittoor Graduates Constituency, Chittoor, Chittoor District. (1 to 4 by RPAD)
- 5.** 2 CCs to the Govt. Pleader for GAD, High court of A.P.Hyderabad. (O.U.T)
- 6.** One C.C.to Sri K. Koteswara Rao, Advocate.(OPUC)
- 7.** One spare copy.

HIGH COURT

LNR.J.

DATED 22-2-2007

POST THE W.P.FOR ADMISSION ON
27-02-2007 IN THE MOTION LIST.

ORDER

W.P.NO. 3451 OF 2007

DIRECTION

BSR
DT. 22-2-2007

HIGH COURT

LNR.J.

DATED 22-2-2007

POST THE W.P.FOR ADMISSION ON
27-02-2007 IN THE MOTION LIST.

ORDER

W.P.NO. 3451 OF 2007

DIRECTION